

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS									
<p>NATIONAL TRAILER CONVOY, INC.</p> <p>Plaintiff,</p> <p>vs.</p> <p>INTERSTATE COMMERCE COMMISSION</p> <p>and</p> <p>THE UNITED STATES OF AMERICA,</p> <p>Defendants.</p> <p>HOME TRANSPORTATION COMPANY, INC.</p> <p>Deft. Intervenor</p>		<p>For plaintiff:</p> <p>Leonard A. Jaskiewicz 1730 M St., N.W. Suite 501 Washington, D. C. 20036</p> <p>Fred Rahal, Jr. 1925 National Plaza Tulsa, Okla. 74151</p> <p>Richard W. Gable 2010 4th National Bank Bldg. Tulsa, Okla. 74119 (582-9201)</p> <p>For defendant:</p> <p>John H. D. Wigger Department of Justice Room 3410 Washington, D. C. 20530</p> <p>H. G. Homme, Jr. Interstate Commerce Commission Washington, D. C. 20423</p> <p>Nathan G. Graham & Robert Santee Robert E. Born 1000 Fulton Federal Bldg. Atlanta, Georgia 30303 (577-5100)</p> <p>Martin E. Wyatt P.O. Box 771 Tulsa, Oklahoma (932-1255)</p>									
STATISTICAL RECORD		COSTS		DATE		NAME OR RECEIPT NO.		REC.		DISB.	
J.S. 5 mailed 1-1-72		Clerk		12-6-71		Gable		15		00	
				12-9-71		C.D.No.26				15 00	
J.S. 6 mailed 3-1-73		Marshal									
Basis of Action: Vacate order of ICC.		Docket fee									
		Witness fees									
Action arose at:		Depositions									

for: Intervenor

DATE	PROCEEDINGS	Date Order or Judgment Noted
12-6-71	Complaint and Application for Three-Judge Court, and summons issued, filed. v <i>Home Transportation Co., Inc.</i>	
12-23-71	Order filed, that the court shall be constituted as follows: Honorable William J. Holloway, Jr., U.S. Circuit Judge; Honorable Luther L. Bohanon, U.S. District Judge; and Honorable Fred Daugherty, U.S. District Judge, filed. (David T. Lewis, Chief Judge, U.S. Court of Appeals, Tenth Circuit) filed. r	
12-27-71	Return on U.S. Marshals Service, Summons, filed. Served ICC and U.S.A. and U.S. Atty. Gen., John N. Mitchell--by serving Nathan Graham, U.S. Atty., and by serving Atty. Gen. with 2 copies by certified mail No. 749705. Served on 12-6-71 in Tulsa, Okla. (Nate Graham) and in Washington, D.C. (Atty. Gen.) with fees of \$3.00, filed. v Served ICC by serving Robert Oswald on 12-13-71 in Washington with fees of \$4.00, filed. v	
1-5-72	Motion to Intervene as deft, filed by Home Transportation Co., Inc., with Brief in support, filed. r (copies mailed to all judges)	
1-11-72	Order filed, granting the Home Transportation Co., Inc. leave to intervene as party deft, filed. (FD-J)r (copies to all judges & Attys)	
1-11-72	Answer of Home Transportation Co., Inc., Intervenor, to complaint, filed. r (copies mailed to all judges)	
<u>2-3-72</u>	Joint answer of the United States of America and the Interstate Commerce Commission, filed. ds	
2-18-72	Case set for Pre-Trial on Wednesday, March 15, 1972 at 11:00 A.M. (FD-J)r	
3-15-72	Pre-Trial Hearing Held. Parties represented. Statements made. Court directs simultaneously briefs from both parties within 30 days; Response briefs are due 20 days thereafter; If reply to response brief is desired, they should be filed within 10 days after the response. Pltf to prepare P.T. Order. (FD-J)r	
4-10-72	Brief of Intervenor Home Transportation Co., Inc., filed. v <i>copies mailed to 3 judges</i>	
<u>4-13-72</u>	Pre-Trial Order, filed. (FD-J)r (copies mailed to 3 judges and all attys)	
4-14-72	Complete copy of record before I.C.C. Docket No. MC-111545, Sub No. 156 TA, certified by I.C.C. filed. r (copies mailed to Judges)	
4-17-72	Joint Brief of the U.S.A. and the I.C.C., filed. r (copies mailed to Judges)	
4-17-72	Initial Brief of Pltf., filed. r (copies mailed to Judges)	
5-1-72	Response brief of intervenor Home Transportation Company, Inc., filed. hm	
5-2-72	MINUTE ORDER: Pltf. granted 2 additional days to file response brief. (FD-J)r	
5-5-72	Joint reply brief of the U.S.A. and the Interstate Commerce Commission, filed. <i>copies to 3 judges</i>	
5-8-72	Responsive brief of pltf., filed. rm - <i>copies to 3 judges</i>	
5-15-72	Reply brief of pltf., filed. rm - copies to 3 judges	
5-17-72	Joint Reply Brief of the U.S.A. and I.C.C., filed. r <i>copies to 3 judges</i>	
5-17-72	Reply brief of intervenor, filed. rm - copies to 3 judges	
12-18-72	MEMORANDUM OPINION, filed. Accordingly, the Orders of deft ICC should be affirmed and Pltf's Action herein dismissed. Defts and intervenor will collaborate and present to the Court an appropriate judgment in conformity. Filed & Entered. (FD-J) (WJH-J) (LB-J) r (Copies mailed to all judges and attys)	
1-31-73	Notice of Entry of Judgement, filed. r	
2-2-73	Judgment filed and entered, that action of Pltf to suspend, enjoin, annul & set aside orders of I.C.C. in proceedings of Home Transportation be hereby dismissed. (WJH-J LB-J & FD-J) r (Copies mailed to attys & Judges)	